



1631/41

PATENT
ATTORNEY DOCKET NO. 44921-5029-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re Application of: **William E. Munger et al.**

Application No.: **09/960,706**

Filed: **September 24, 2001**

For: **Identifying Drugs for and Diagnosis of
Benign Prostatic Hyperplasia Using Gene
Expression Profiles**

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) Group Art Unit: 1631
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) Examiner: Marjorie A. Moran
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Commissioner of Patents and Trademarks
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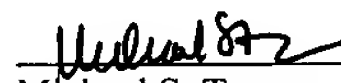
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TRANSMITTAL FORM

1. Transmitted herewith is a Response to Restriction Requirement in reply to the Office Action dated July 16, 2003 (Paper No. 10).
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants petition for two-months extension of time, the fee for which is \$420.00 as set out in 37 C.F.R. 1.17(a). If an additional extension of time is required, please consider this a Petition therefor.
3. Fee Payment: The Commissioner is hereby authorized to charge **\$420.00** to Deposit Account No. 50-0310 for payment of the two-months extension of time fee.
4. Constructive Petition: **Except** for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **constructive petition for extension of time** in accordance with 37 C.F.R. 1.136(a)(3).

Dated: **October 15, 2003**
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Respectfully submitted
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